

ORIGINAL



0000072431

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

2007 MAY -8 A 8:40

MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
ARIZONA-AMERICAN WATER COMPANY,
INC. FOR A DETERMINATION OF THE
CURRENT FAIR VALUE OF ITS UTILITY
PLANT AND PROPERTY AND FOR INCREASES
IN ITS RATES AND CHARGES BASED
THEREON FOR UTILITY SERVICE BY ITS
ANTHEM WATER AND ANTHEM/AGUA FRIA
WASTEWATER DISTRICTS.

DOCKET NO. WS-01303A-06-0403

Arizona Corporation Commission

DOCKETED

MAY -8 2007

PROCEDURAL ORDER

DOCKETED BY

nr

BY THE COMMISSION:

On June 16, 2006, Arizona-American Water Company ("Arizona-American") filed with the Commission an application for a determination of the current fair value of its utility plant and property and for increases in its rates and charges for utility service in its Anthem Water and Anthem/Agua Fria Wastewater Districts. An evidentiary hearing is set to commence on the application on May 29, 2007.

In preparation for the May 29, 2007 evidentiary hearing, the Commission is scheduling a public comment session for Arizona-American's Anthem Water and Anthem/Agua Fria Wastewater District customers.

IT IS THEREFORE ORDERED that a **public comment session** shall be held on Thursday, **May 24, 2007, commencing at 6:00 p.m.**, or as soon thereafter as practicable, in the **Boulder Creek High School Auditorium, located a 40404 North Gavilan Peak Parkway, Anthem, Arizona, 85086-2754.**

IT IS FURTHER ORDERED that the Company shall provide public notice of the public comment session on this matter, in the following form and style, with the heading in no less than 24 point bold type and the body in no less than 10 point regular type:

...

...

**PUBLIC NOTICE OF PUBLIC COMMENT SESSION ON THE
RATE APPLICATION OF ARIZONA-AMERICAN WATER COMPANY FOR ITS
ANTHEM WATER AND ANTHEM/AGUA FRIA WASTEWATER DISTRICTS
(DOCKET NO. W-01303A-06-0403)**

On June 16, 2006, Arizona-American Water Company ("Company") filed with the Arizona Corporation Commission ("Commission") an application for an increase in revenues. The Company is requesting a revenue increase of approximately \$3,662,516 (53.33 percent) for its Anthem Water District and a revenue increase of \$1,602,529 (26.12 percent) for its Anthem/Agua Fria Wastewater District. **The Company's request would increase an average 5/8-inch meter residential customer's water rates (based on usage of 9,022 gallons per month) from the current level of \$28.06 to \$41.81 per month (49.01 percent). The Company's request would increase an average residential customer's wastewater rates (based on water usage of 9,682 gallons of water per month) from the current level of \$38.12 to \$51.69 per month (35.62 percent).** The actual amount of the Company's proposed rate increase would vary depending on the customer's type of service and usage. Customers may contact the Company to inquire about the effect of the Company's request on their individual bills. The Commission's Staff, the Residential Utility Consumer Office, and the Anthem Community Council have audited the Company's records and have made alternative recommendations regarding the Company's revenue proposals. The Commission will determine the appropriate rate relief to be granted based on the evidence of record in the proceeding. The Commission is not bound by the proposals made by the Company, Staff, or any intervenors and, therefore, the final rates approved in this docket may differ from the Company's request. Copies of the application and proposed tariffs are available for review at the Company's offices [insert address] and on the internet via the Commission website (www.azcc.gov) using the e-docket function.

The Commission will hold a **public comment session** on this matter on **May 24, 2007, at 6:00 p.m.**, at the **Boulder Creek High School Auditorium, located at 40404 North Gavilan Peak Parkway, Anthem, Arizona, 85086-2754**. Public comments will also be taken on the first day of the evidentiary hearing in this matter, which is scheduled to commence on May 29, 2007, at 10:00 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Arizona 85007. Written public comments may be submitted via email, or by mailing a letter referencing Docket Number W-01303A-06-0403 to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washington, Phoenix, AZ 85007 (visit http://www.azcc.gov/divisions/util/forms/public_comment.pdf for a form and instructions). If you require assistance, you may contact the Consumer Services Section of the Commission at 1-800-222-7000.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator Linda Hogan, E-mail Lhogan@azcc.gov, voice phone number 602/542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

1 IT IS FURTHER ORDERED that Arizona-American Water Company shall cause the above
2 notice to be published in a newspaper of general circulation in all its service territories, with
3 publication to be completed no later than **May 20, 2007**.

4 IT IS FURTHER ORDERED that Arizona-American Water Company shall file certification
5 of publication as soon as practicable after the publication has been completed.

6 IT IS FURTHER ORDERED that notice shall be deemed complete upon publication of same,
7 notwithstanding the failure of an individual customer to read or receive the notice.

8 IT IS FURTHER ORDERED that if Arizona-American Water Company is present at any
9 Anthem community meetings held to discuss the application in this docket prior to the public
10 comment meeting scheduled for May 24, 2007, that Arizona-American Water Company shall make
11 an announcement at such community meetings regarding the date, time and place of the scheduled
12 May 24, 2007 public comment meeting.

13 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
14 Communications) applies to this proceeding as the matter is set for public hearing.

15 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended
16 pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

17 IT IS FURTHER ORDERED that all parties must comply with Rule 33(c) and 38(a) of the
18 Rules of the Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.

19 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
20 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
21 Rules of Arizona Supreme Court). Representation before the Commission includes the obligation to
22 appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter
23 is scheduled for discussion, unless counsel has previously been granted permission to withdraw by
24 the Administrative Law Judge or the Commission.

25 ...

26 ...

27 ...

28 ...

1 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
2 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

3 Dated this 8th day of May, 2007.

4
5 
6 TEENA WOLFE
7 ADMINISTRATIVE LAW JUDGE

8 Copies of the foregoing mailed/delivered
9 this 8th day of May, 2007 to:

10 Craig A. Marks
11 CRAIG A. MARKS, PLC
12 3420 E. Shea Blvd., Ste. 200
13 Phoenix, AZ 85028
14 Attorney for Arizona-American Water Company

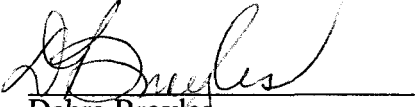
15 Thomas M. Broderick
16 ARIZONA-AMERICAN WATER COMPANY
17 19820 N. 7th Street, Ste. 201
18 Phoenix, AZ 85024

19 Scott S. Wakefield
20 RUCO
21 1110 West Washington Street, Ste. 220
22 Phoenix, AZ 85007

23 Michele Molinario
24 RIDENOUR, HIENTON, KELHOFFER,
25 LEWIS & GARTH, PLLC
26 201 N. Central Ave., Ste. 3300
27 Phoenix, AZ 85004-1052
28 Attorneys for Anthem Community Council

Christopher Kempley, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, AZ 85007

26
27 By: 
28 Debra Broyles
Secretary to Teena Wolfe